



RCE w/EOT(D) RCE  
Lowman  
10/31/02 (8-00)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

|                        |                         |
|------------------------|-------------------------|
| Application Number     | 09/588,037 7-7-03       |
| Filing Date            | 6 May 2000              |
| First Named Inventor   | J. Gregory STOUT        |
| Group Art Unit         | 3626                    |
| Examiner Name          | Alexander G. KALINOWSKI |
| Attorney Docket Number | A-68146/MAK             |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a.  Previously submitted

- Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 28 April 2003  
(Any unentered amendment(s) referred to above will be entered)
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on 28 April 2003
- Other \_\_\_\_\_

b.  Enclosed

- Amendment/Reply
- Affidavit(s)/Declaration(s)
- Information Disclosure Statement (IDS)
- Other (1) Petition for Extension of Time (1 month); (2) Check in the amount of \$110.00

**2. Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, any additional fees that may be due (including extension fees), and to credit any overpayments, to Deposit Account No. 50-2319 (Order No. 467766-00109 [A-68149/MAK] )

- RCE fee required under 37 C.F.R. § 1.17(e)
- Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- Other \_\_\_\_\_

b.  Check in the amount of \$ 750.00 is enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

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01 FC:1801 750.00 0P

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

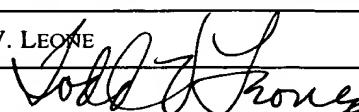
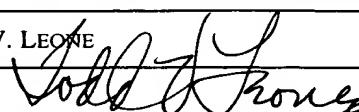
|                   |                           |                                   |              |
|-------------------|---------------------------|-----------------------------------|--------------|
| Name (Print/Type) | Michael A. KAUFMAN        | Registration No. (Attorney/Agent) | 32,998       |
| Signature         | <u>Michael A. Kaufman</u> | Date                              | 27 June 2003 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is

being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22202

being facsimile transmitted to the U.S. Patent and Trademark Office at fax number (703) \_\_\_\_\_ on:

|                   |   |   |      |              |
|-------------------|---|---|------|--------------|
| Name (Print Type) | Todd V. LEONE   |  | Date | 27 June 2003 |
| Signature         |  |   | Date | 27 June 2003 |